

AO 120 (Rev. 3/04)

<b>TO:</b> <b>Mail Stop 8</b> <b>Director of the U.S. Patent and Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been  
filed in the U.S. District Court SAN DIEGO on the following ☒ Patents or ☒ Trademarks:

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT
		SAN DIEGO
PLAINTIFF		DEFENDANT
CALLAWAY GOLF COMPANY		KING SPORTS, INC., et al.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,083,531	8/1/2006	Callaway Golf Company
2 498,277 S	11/9/2004	Callaway Golf Company
3 507,816 S	7/26/2005	Callaway Golf Company
4 537,894 S	3/6/2007	Callaway Golf Company
5 2,180,013	12/17/1996	Callaway Golf Company
6 1,918,107	7/25/1991	Callaway Golf Company

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY		
	<input checked="" type="checkbox"/> Amendment	<input checked="" type="checkbox"/> Answer	<input checked="" type="checkbox"/> Cross Bill <input checked="" type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
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CLERK	(BY) DEPUTY CLERK	DATE
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Copy 1—Upon initiation of action, mail this copy to Director    Copy 3—Upon termination of action, mail this copy to Director  
Copy 2—Upon filing document adding patent(s), mail this copy to Director    Copy 4—Case file copy

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

CALLAWAY GOLF COMPANY, a  
Delaware corporation,

Plaintiff,

v.

KING SPORTS, INC., a Georgia  
corporation, *et al.*

Defendants.

Civil No. 07cv2003-L(POR)

**ORDER CLOSING CASE AND  
DIRECTING THE CLERK TO  
ENTER JUDGMENT**

In this patent and trademark infringement, breach of contract, and business tort action, Plaintiff and Defendants entered into respective settlement agreements. (*See* docket no. 16, 22 & 25.) The parties stipulated to certain findings of fact, a permanent injunction and entry of a final judgment. Although Plaintiff had settled its dispute with all named Defendants, it appeared at the time of the last settlement that Plaintiff intended to add two new defendants to the action. (*See* Joint Motion and Stipulation Regarding Final Judgment, Permanent Injunction and Order Thereon – AMPRINS Golf, Inc., Prins Chang and Callaway Golf Company filed Jul. 28, 2008 and orders filed Aug. 4, 2008.) To give Plaintiff an opportunity to amend the complaint and add party defendants, the court declined at that time to enter final judgment, and left the case open for seven calendar days. (*See* orders filed Aug. 4, 2008.) Because Plaintiff did not timely file


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1 an amended complaint, the case shall be closed and a judgment entered against named  
2 Defendants on the stipulated terms.

3 Accordingly, **IT IS HEREBY ORDERED** that this case shall be closed and the Clerk  
4 shall enter judgment for Plaintiff. The judgment shall incorporate by reference the stipulated  
5 terms stated in the parties' joint motions filed April 24, 2008, July 11, 2008 and July 28, 2008  
6 (docket no. 25).

7 **IT IS SO ORDERED.**

8  
9 DATED: November 13, 2008

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11   
M. James Lorenz  
United States District Court Judge

12 COPY TO:

13 HON. LOUISA S. PORTER.  
UNITED STATES MAGISTRATE JUDGE

14 ALL PARTIES/COUNSEL  
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